

States files this early motion prior to Mr. Caudill's deposition in order to avoid the burden and expense of deposing him on an opinion that should not be admitted in the first place.

WHEREFORE, Plaintiff United States respectfully requests that the Court exclude the opinions of Marcus Caudill that rely on data that was withheld from Plaintiff's experts prior to the December 20, 2013 deadline for disclosure of their reports.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2014, I served the foregoing with the Clerk of Court using the CM/ECF system, which will cause an electronic copy to be served on counsel of record, who are listed below:

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